

CODIFIED ORDINANCES OF BETHLEHEM

PART ELEVEN - PUBLIC HEALTH CODE

TITLE ONE - Food

Article 1113. Food Service Establishments.
Article 1114. Retail Food Store Sanitation Code.
Article 1115. Food Handlers.
Article 1117. Food Vending Machines.

ARTICLE 1113

Food Service Establishments

1113.01 Adoption of the Food and Drug Administration
Food Service Ordinance.
1113.02 Additions, Deletions, and Modifications.
1113.03 Repealer.
1113.04 Inspection Charges.
1113.05 License Fees.
1113.99 Penalty.

CROSS REFERENCES

Act 369 of 1951
Local Health Administration Law (Act 315 of 1951)
DER Rules and Regulations - Chapter 151

1113.01 ADOPTION OF THE FOOD AND DRUG ADMINISTRATION
FOOD SERVICE ORDINANCE.

The definitions, the inspection of food service establishments, the issuance, suspension and revocation of permits to operate food service establishments, the prohibiting of the sale of unsound or mislabeled food or drink, and the enforcement of this Article shall be regulated in accordance with the 1976 Edition of the Food and Drug Administration "Food Service Sanitation Ordinance," three certified copies of which shall be on file in the office of the City Clerk.
(Ord. 3340-Passed 5/22/90.)

1113.02 ADDITIONS, DELETIONS, AND MODIFICATIONS.

The following articles, representing revisions or additions to the Food Service Sanitation Manual (FSSM) shall be applicable for the purpose of the Ordinance.

Deletions

All references to rating shall be deleted. Sections 1-104, 10-205 and 10-601 shall also be deleted.

FSSM 1-102 Definitions

(q) "Potentially hazardous food"

Delete the following phrase: clean, whole, uncracked, odor free shell eggs or. (Ord. 3340-Passed 5/22/90.)

1113.03 REPEALER.

This Article shall be in full force and affect after its adoption and publication as provided by law and, at that time, all ordinances and parts of ordinances in conflict with this Article are hereby repealed. (Ord. 2624-Passed 10/3/78.)

1113.04 INSPECTION CHARGES.

There shall be an inspection fee for food service establishments as follows:

A. Full-Time Permanent Eating and Drinking Facilities:

1. Establishment with seating capacity of 50 seats or less - \$ 70.00
2. Establishments with seating capacity of 51 to 125 seats - \$ 125.00
3. Establishment with seating capacity of 126 seats or more - \$ 200.00

B. Part-Time Permanent Eating and Drinking Facilities:

Facilities used less than 25 days per year - \$ 30.00

C. Temporary Food Stands:

Fees for food sales at events lasting all or part of:

- | | |
|-------------------|------------|
| One day or less | - \$ 10.00 |
| Two or Three days | - 25.00 |
| Four or more days | - 50.00 |

D. Mobile Food Vending:

Per Vehicle - \$ 35.00

1113.05 LICENSE FEES.

There shall be a License fee for food service establishments as follows:

All of the food service establishments as listed in Section 1113.04, Paragraphs A., B., C., and D. shall pay, in addition to the Inspection Charges, a License Fee as follows:

Annual License Fee - \$1.00

(Ord. 3011. Passed 9/3/85; Ord. 3197. Passed 6/21/88;
Ord. 3340. Passed 5/22/90; Ord. 3364. Passed 11/13/90;
Ord. 3400. Passed 3/5/91; Ord. 3574. Passed 11/9/93;
Ord. 3922. Passed 12/15/98.)

1113.99 PENALTY.

Any person who violates any provision of this Article shall be subject to the following penalties:

(a) First violation - A fine of \$200.00, or thirty days imprisonment, or both;

(b) Second violation - A fine of \$500.00, or sixty days imprisonment, or both;

(c) Third and each subsequent violation - A fine of \$1,000.00, or ninety days imprisonment, or both.

(Ord. 3131. Passed 7/21/87; Ord. 3242. Passed 2/7/89.)